

**UNITED STATES DISTRICT COURT**  
for the  
**Southern District of Indiana**

United States of America

v.

Brian Denny

)

)

)

)

)

Case No: 2:11CR00009-004

USM No: 10057-028

Sara J. Varner

Defendant's Attorney

Date of Original Judgment: 11/07/2012

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 96 months is reduced to 70 months.

*(Complete Parts I and II of Page 2 when motion is granted)*

A CERTIFIED TRUE COPY

Laura A. Briggs, Clerk  
U.S. District Court  
Southern District of Indiana

By H. M. Stinson  
Deputy Clerk



Except as otherwise provided, all provisions of the judgment dated 11/07/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: October 2, 2015

Hon. Jane Magnus-Stinson, Judge  
United States District Court  
Southern District of Indiana

Effective Date: 11/01/2015  
(if different from order date)